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In re the Application of:

SAITO, et al.

Group Art Unit: 1645

Serial No.: 09/147,052

Examiner: Jana A. Hines

Filed: September 25, 1998

P.T.O. Confirmation No.: 1182

For: NOVEL FUSION PROTEIN, GENE THEREOF, RECOMBINANT VECTOR BEARING THE GENE AND RECOMBINANT VIRUS AS WELL AS USE THEREOF

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 7, 2006

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated April 6, 2006, of the Primary Examiner finally rejecting claims 25, 26, 32, 33, 39-41, and 44.

The item(s) checked below are appropriate:

1. A petition for a one-month extension of time to respond to the Final Rejection was filed on August 7, 2006.
2. A timely response to the Final Rejection has been filed, as provided in 37 C.F.R. 1.113.
3. Fee -\$500.00.
 Enclosed (This paper is filed in triplicate.)

The Commissioner is authorized to charge our Deposit Account No. 01-2340 for any fee which is deemed necessary by the Patent and Trademark Office to be required to effect consideration of this statement.

Respectfully submitted,

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